

IC23 Rec'd PCT/PTO 30 APR 2002

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| CERTIFICATE OF MAILING   |                            |
| I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Arlington, VA 22202, on the date appearing below.<br>ELI LILLY AND COMPANY |                            |
| By <u>Linda M. Durbin</u>  | Date <u>April 26, 2002</u> |

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : William Webster Thompson, et al. )  
Serial No. : 10/048,239 )  
Filed : August 2, 2000 )  
For : ECTOPARASITICIDAL AQUEOUS )  
SUSPENSION FORMULATIONS )  
Docket No. : X-12636 )

TRANSMITTAL OF DECLARATION UNDER 37 C.F.R. 1.51 (a)(1)(ii)  
RESPONSE TO NOTICE TO FILE MISSING PARTS

Assistant Commissioner for Patents  
Box Missing Parts  
Arlington, VA 22202

Sir:

This is in response to a "Notice to File Missing Parts of Application" dated April 8, 2002, noting the absence of a declaration from the papers filed with the above-identified application.

Enclosed herewith are: 1) a copy of the Notice and 2) a Declaration under 37 C.F.R. 1.51(a)(1)(ii) by the Applicant(s) in this application.

Please charge Deposit Account No. 05-0840 in the amount of \$130 for the surcharge required by §1.16(e). The Assistant Commissioner is hereby authorized to charge any additional fees which may be required by this Response, or

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Serial No. 10/048,239

-2-

credit any overpayment, to Deposit Account No. 05-0840. An original and two copies of this paper are enclosed.

Respectfully submitted,



John C. Demeter  
Attorney for Applicants  
Registration No. 30,167  
Phone: 317-276-3785

Eli Lilly and Company  
Patent Division  
P.O. Box 6288  
Indianapolis, Indiana 46206-6288

April 25, 2002



UNITED STATES PATENT AND TRADEMARK OFFICE

Commission for Patents, Box PCT  
United States Patent and Trademark Office  
Washington, D.C. 20591  
www.uspto.gov

|                            |                          |                |
|----------------------------|--------------------------|----------------|
| U.S. APPLICATION NUMBER NO | FIRST NAMED APPLICANT    | ATTY DOCKET NO |
| 10/048,239                 | William Webster Thompson | X-12636        |

25885  
ELI LILLY AND COMPANY  
PATENT DIVISION  
P.O. BOX 6288  
INDIANAPOLIS, IN 46206-6288

|                              |               |
|------------------------------|---------------|
| INTERNATIONAL APPLICATION NO |               |
| PCT/US00/19558               |               |
| IA FILING DATE               | PRIORITY DATE |
| 08/02/2000                   | 08/12/1999    |

CONFIRMATION NO. 2652

371 FORMALITIES LETTER



\*OC000000007776992\*

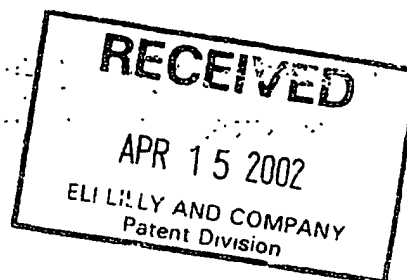
Date Mailed: 04/08/2002

due 6-8-02

# NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as an Elected Office (37 CFR 1.495):

- U.S. Basic National Fees
- Priority Document
- Assignee Statement
- Copy of IPE Report
- Copy of references cited in ISR
- Copy of the International Application
- Copy of the International Search Report
- Preliminary Amendments



The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- \$130 Surcharge for providing the oath or declaration later than the appropriate 30 months months from the priority date (37 CFR 1.492(e)) is required.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTH FROM THE DATE OF THIS NOTICE OR BY 22 or 32 MONTHS (where 37 CFR 1.495 applies) FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

**SUMMARY OF FEES DUE:**

Total additional fees required for this application is **\$130** for a Large Entity:

- **\$130** Late oath or declaration Surcharge.

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

JOHN L ANDERSON

Telephone: (703) 308-9116

**PART 1 - ATTORNEY/APPLICANT COPY**

| U S APPLICATION NUMBER NO | INTERNATIONAL APPLICATION NO | ATTY DOCKET NO |
|---------------------------|------------------------------|----------------|
| 10/048,239                | PCT/US00/19558               | X-12636        |

FORM PCT/DO/EO/905 (371 Formalities Notice)